

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Steven W. Rhodes

**EX PARTE MOTION OF THE OFFICIAL COMMITTEE OF RETIREES  
FOR AN ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY  
PROCEDURE 9006 AND LOCAL RULE 9006-1 ENLARGING TIME TO  
FILE PRE-TRIAL BRIEF IN SUPPORT OF CONFIRMATION**

The Official Committee of Retirees (the “Committee”) hereby moves the Court, through its undersigned counsel, for entry of an order pursuant to Federal Rule of Bankruptcy Procedure 9006(b) and Local Rule 9006-1(b) enlarging the time for the Committee to file a pre-trial brief. At approximately 11:45 pm (EDT) on August 27, 2014, just before transmitting its pre-trial brief via the ECF system, the Committee’s brief failed on the electronic system of Dentons US LLP and had not been recovered by the firm’s Information Technology department by 12:00 am (EDT) on August 28, 2014. Attached as **Exhibit 6** is a copy of an e-mail from Claude Montgomery to Heather Lennox, counsel for the City, seeking consent of the Debtor to this Motion. As of the filing of this Motion, no consent was received.

**RELIEF REQUESTED**

WHEREFORE, the Committee respectfully requests that this Court (i) enter an order substantially in the form attached hereto as **Exhibit 1**, granting the relief sought herein; and (ii) grant such other and further relief to the Committee as the Court may deem proper.

Dated: August 28, 2014

Respectfully submitted,

By: /s/ Claude D. Montgomery

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*Attorneys for the Official Committee of Retirees of the City of Detroit, Michigan*

### **CERTIFICATE OF SERVICE**

I, Claude D. Montgomery, hereby certify that the foregoing document was filed and served via the Court's electronic case filing and noticing system on August 28, 2014.

By: /s/ Claude D. Montgomery  
Claude D. Montgomery